

TAB 5

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

RECEIVED

MAY 1 2002

JUDGE RICHARD LEON

SCIMED LIFE SYSTEMS, INC.,

Plaintiff and Counterclaim-Defendant,

CASE NO. 1:01CV 2015 (RJL)

v.

MEDTRONIC AVE, INC.,

Defendant and Counterclaimant,

and ERIC C. MARTIN,

Defendant and Counterclaim-Defendant.

FILED

MAY - 2 2002

NANCY MAYER WHITTINGTON, CLERK
U.S. DISTRICT COURT

**[PROPOSED] ORDER GRANTING SCIMED'S MOTION TO FILE UNDER SEAL
SCIMED'S OPPOSITION BRIEF AND THE DECLARATION OF GIDON D. STERN
IN SUPPORT OF SCIMED'S OPPOSITION TO MEDTRONIC'S REQUEST FOR
ENTRY OF DEFAULT JUDGMENT AS TO SCIMED**

The matter having come before the Court on plaintiff Scimed Life Systems, Inc. ("Scimed") Motion To File Under Seal (1) SCIMED'S MEMORANDUM OF POINTS AND AUTHORITIES IN OPPOSITION TO MEDTRONIC'S MOTION FOR ENTRY OF DEFAULT JUDGMENT AS TO SCIMED ("Scimed's Opposition Memorandum) and (2) the DECLARATION OF GIDON D. STERN in support of Scimed's Opposition Memorandum and attached exhibits to be filed under seal pursuant to Local Rule 5.1(j), and the Court having fully considered the arguments in support of and in opposition to that motion:

IT IS HEREBY ORDERED THAT:

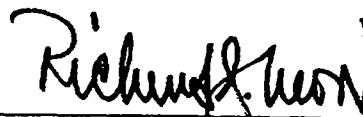
The aforementioned motion is GRANTED.

Scimed's Memorandum of Points and Authorities in Opposition to Metronic's Motion for Entry of Default Judgment As to Scimed ("Scimed's Opposition Memorandum) and the

DECLARATION OF GIDON D. STERN in support of Scimed's Opposition Memorandum and attached exhibits shall be filed under seal, with the exception that the memorandum, declarations and exhibits thereof shall be available to defendant, Medtronic AVE, Inc. and defendant, Eric C. Martin.

SO ORDERED.

Dated: May 1st, 2002



Honorable Richard J. Leon

United States District Judge for the
District of Columbia

**LIST OF PERSONS TO BE NOTIFIED
OF ENTRY OF ORDER**

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